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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

15 INTERTRUST TECHNOLOGIES
16 CORPORATION, a Delaware corporation,
17 Plaintiff,

18 v.
19 MICROSOFT CORPORATION, a
Washington corporation.

20 Defendant.

Case No. C 01-1640 SBA (MEJ)
Consolidated with C 02-0647 SBA
[PROPOSED] FURTHER CASE
MANAGEMENT ORDER

Plaintiff's Counsel is directed to serve this
order upon all parties in this action.

21 AND COUNTER ACTION.

22
23 On October 31, 2002, this Court conducted a further telephonic Case Management

24 Conference. Pursuant to that conference, the Court ORDERS:

25 SELECTION OF CLAIMS TO BE CONSTRUED

26 The following twelve claims have been selected to be the subject of a "mini-Markman"
27 and "indefiniteness" hearing:

28
[PROPOSED] FURTHER CASE MANAGEMENT ORDER
CASE NO. C 01-1640 SBA (MEJ), CONSOLIDATED WITH C 02-0647 SBA

Filed By
Fax & File

301151.01

1 Patent No. 6,253,193 B1: Claims 1, 11, 15 & 19
2 Patent No. 6,157,721: Claims 1 & 34
3 Patent No. 5,917,912: Claims 8 & 35
4 Patent No. 5,920,861: Claim 58
5 Patent No. 5,982,891: Claim 1
6 Patent No. 6,185,683 B1: Claim 2
7 Patent No. 5,892,900: Claim 155

SCHEDULE

9 The Court adopts the following schedule:

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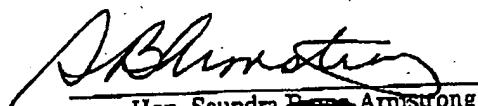
Action Taken		Date
2	File and serve reply claim construction brief(s) pursuant to Patent L.R. 4-5(c) for the Twelve Selected InterTrust Patent Claims	4/21/03
4	File and serve Reply on any Motion for Partial Summary Judgment (for one or more of the Twelve Selected InterTrust Patent Claims) on issue of indefiniteness under 35 U.S.C. § 112(2)	4/21/03
6	Patent L.R. 4-6 claim construction hearing (and, possibly, technology tutorial) for Twelve Selected InterTrust Patent Claims and Motion for Partial Summary Judgment (for one or more of the Twelve Selected InterTrust Patent Claims) on issue of indefiniteness under 35 U.S.C. § 112(2)	May 12, 29, & 30, 2003
9	Further Case Management Conference	45 days after Ruling(s)

10 OTHER MATTERS DISCUSSED

11 The Court defers consideration of the format of the Markman and/or indefiniteness
12 hearing, and of the length and number of briefs, to the February 13, 2003 Further Case
13 Management Conference. The parties shall address these issues in their Further Case
14 Management Conference Statement.

15 IT IS SO ORDERED.

16 DATED: November 5, 2002


17 Hon. Saundra B. Armstrong
18 United States District Judge

1 PROOF OF SERVICE

2 I am employed in the City and County of San Francisco, State of California in the office of a
3 member of the bar of this court at whose direction the following service was made. I am over the
4 age of eighteen years and not a party to the within action. My business address is Keker & Van
5 Nest, LLP, 710 Sansome Street, San Francisco, California 94111.

6 On November 7, 2002, I served the following document(s):

7 NOTICE OF ENTRY OF FURTHER CASE MANAGEMENT ORDER

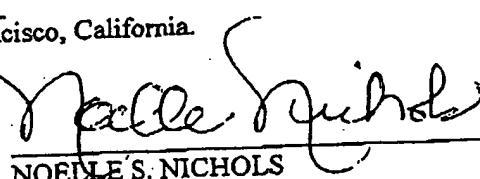
8 by FAXSIMILE TRANSMISSION (IKON) AND UNITED STATES MAIL, by placing a true and
9 correct copy with IKON Office Solutions, the firm's in-house facsimile transmission center provider, for
10 transmission on this date. The transmission was reported as complete and without error. A true and correct
copy of same was placed in a sealed envelope addressed as shown below. I am readily familiar with the
practice of Keker & Van Nest, LLP for collection and processing of correspondence for mailing.
According to that practice, items are deposited with the United States Postal Service at San Francisco,
California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party
served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one
day after the date of deposit for mailing stated in this affidavit.

11
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19 I declare under penalty of perjury under the laws of the State of California that the above is true
20 and correct.

21 Executed on November 7, 2002, at San Francisco, California.


22 NOERLE S. NICHOLS

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